### IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA HUNTINGTON DIVISION

WEST VIRGINIA HIGHLANDS	
CONSERVANCY, and	
THE SIERRA CLUB,	
Plaintiffs,	
v. )	Case No. 3:21-cv-00301
GLENDA OWENS, Acting Director, Office of Surface Mining Reclamation and Enforcement,	
Defendant.	) ) )

## **JOINT MOTION FOR DISMISSAL**

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, the Parties jointly move for the dismissal of this action. The Parties have reached a settlement of all claims and with this dismissal such settlement will be effectuated.

Respectfully submitted,

Date: Dec. 17, 2021 /s/ J. Michael Becher

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Date: Dec. 17, 2021 TODD KIM

Assistant Attorney General
United States Department of Justice

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## /s/ Paul A. Turcke

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#### **CERTIFICATE OF SERVICE**

I, J. Michael Becher, hereby certify that on December 17 2021, I served the foregoing Joint Motion for Dismissal through the Court's CM/ECF system, which will provide notification to the following:

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/s/ J. Michael Becher J. Michael Becher